PATENT

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Docket No.: 60188-413

In re Application of

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE UNDER 37 CFR 1.116

estomer Number: 20277

Infirmation Number: 6059

Information Number: 6059

Information Number: 2828

Infirmation Procedure

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Gaku SUGAHARA, et al. : Customer Number: 20277

Serial No.: 09/890,095 : Confirmation Number: 6059

: Group Art Unit: 2828

Filed: July 27, 2001 : Examiner: Jeffrey N. ZAHN

For: SEMICONDUCTOR LASER DEVICE, METHOD FOR FABRICATING THE

SAME, AND OPTICAL DISK APPARATUS

<u>AMENDMENT</u>

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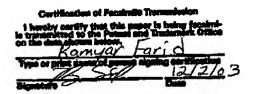
In response to the Office Action dated September 2, 2003, having a shortened statutory period for response set to expire December 2, 2003, please amend the above-identified application as follows.

Applicants note that the Examiner has not yet indicated that he has considered and made of record U.S. Patent No. 5,372,874 to Dickey et al., which was cited in the Information Disclosure Statement ("IDS") filed on February 25, 2002. A first and second initialed copy of the IDS was provided in the Office Action dated February 14, 2003 and the outstanding Office Action, respectively, but neither has the Examiner's initials for Dickey et al.. It is respectfully requested that a copy of the IDS with <u>Dickey et al.</u> being initialed be sent to Applicants in the next Office Action.

WDC99 848596-1.060188.0413

FROM:

RE:



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Client/Matter:		60188-413	Date: December 2, 2003 Time Sent:		
•			Number o	of pages including this page:	13
<u>TO:</u>					
Name:	Examiner Jeffrey Zahn		Facsimile No.	703-872-9306	
	United States Patent and Trademark				
	Office				
Company:	GAU: 2828		Contact No.	703-305-3443	

OFFICIAL AMENDMENT IN RESPONSE TO SEPTEMBER 2, 2003 OFFICE ACTION SERIAL NO.: 09/890,095

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REQUEST

CONTINUED EXAMINATION (RCE)

TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 28, 2900, provides for continued examination of an utility or plant application filed on or fath June 6, 1995.

See the American inventors Protection Act of 1888 (AIPA).

Application Number	09/890,095		
Filing Date	July 27, 2001		
First Named Inventor	Gaku SUGAHARA, et al.		
Group Art Unit	2828		
Examiner Name	Jeffrey N. ZAHN		
Altronous Operior Aboutor	60188-413		

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application MOTE: 97 C.F.R. § is effective on Mey 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued presecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent eem adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14885 (May. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11. 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114										
a. 🗌 💮 F	a. Previously submitted									
i. 🗌 Cons	i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on									
(Any unantered emendment(s) referred to above will be entered).										
ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on										
—	iii. Other Cortification of Fecalable Transmission									
þ. ⊠ E	Inclosed				etily that this paper is being faceled- to the Person and Trademark Office					
i. 🛛 Amei	ndment/Rep	OS 120 0500 \$45790 \$40000.								
ii. Affidavit(s)/Declaration(s)										
iii. 🔲 li	nformation	Disclosure Statement (ID	S)		12/2/05					
iv. Other										
2. Miscellaneous										
a. Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.1.03(c) for a period of months (Period of auspension shall not exceed 3 months, Fee under 27 C.F.R. § 1.17(i) required)										
b. ☐ Othe	• •									
		C.F.R. § 1.17(e) to required by 37 C F.R. §	1,114 when t	he RCE is filed.	•					
a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 500417.										
i. 🖾 RCE	fee require	d under 37 C.F.R. § 1.17((e) \$770	00	,					
	•	e fee (37 C.F.R, §§ 1.136								
		ional claims, etc.)		•						
	$ \overline{}$									
<u> </u>										
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED										
Name (Print/Type)		Ramyar Farid		on No. (Attorney/Agent)	48,692					
Signature		12511	Date	December 2, 2003						
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